

**WATER POLICY INTERIM
COMMITTEE
SEPTEMBER 8, 2010
EXHIBIT 2**

2008													
<u>Complaint</u>	<u>Date</u>	<u>Complainer</u>	<u>Complainee</u>	<u>Source</u>	<u>Basin</u>	<u>Related</u>	<u>Complaint</u>	<u>Complaint</u>	<u>DNRC</u>	<u>Field</u>	<u>Outcome</u>	<u>Resolved</u>	<u>Outcome</u>
<u>No.</u>	<u>Received</u>					<u>WR No.</u>	<u>Code</u>	<u>Description</u>	<u>Assigned</u>	<u>Investigation</u>	<u>Code</u>	<u>Date</u>	<u>Description</u>
BLRO-08-01	4/2/2008	Jim Merchant	Western Land Res	Cottonwood Cr	42C	179614-42C	C1,C3	Constructed dam no wr or dam safety approval.	Kerbel	5/8/2008	R2	8/3/2008	Dam was removed.
BLRO-08-02	7/16/2008	Shawn Tilleca	Jerry Rahn	Developed Spring	43Q	43B-194514	C3	Developed Spring impacted existing spring	Kerbel	7/16/2008	R3	7/16/2008	New developed spring modified.
BLRO-08-03	3/6/2008	Gary Carter, etal	Pond & Stream Consult.	Fiddler Cr	43C		C1	New pond constructed.	Kerbel	3/6/2008	R4	3/6/2008	Field Investigation resolved issues with all parties.
BLRO-08-04	3/6/2008	Vern Keller, etal	Hanley	Middle Fork Fiddler Cr	43C		C1	New ponds constructed.	Kerbel	3/6/2008	R4	3/6/2008	Field Investigation resolved issues with all parties.
BUO-08-01	6/18/2008	Carol Roark, Co-Chair, Gateway Opencut Mining Group	TMC at Rock, LLC (aka Nuss Gravel Pit)	Groundwater, UT Fish Creek	41H		C1	Gravel washing without a water right.	SC, KS	No	R2		Gravel pits have hired consultant to solve water right issue
BUO-08-02	7/15/2008	Titeca Family	Jerry and Mary Rahn	Groundwater, UT Poison Creek	43B	43B 194514	C3	Rahn's developed a spring which affected Titeca's spring flow	KS (KK)	Yes (KK)	R11		Titecas and Rahns working out agreement through consultant
BUO-08-03	8/6/2008	Doug Fairhurst	Fairview Cemetary (Three Forks)	Groundwater	41F	41F 101837, 30015696	C3	Cemetary's irrigation well lowering water table below domestic well with a senior right	KS	Yes (KS, JB)	R11		Fairhurst drilled well deeper, DNRC measuring Cemetary Observation Well
BUO-08-04	8/22/2008	Tamra Call Marital Trust	Susan & Jeffrey Bridges	Deep Creek, South Fork	43B	43B 45969, 30513	C1, C3	Alleged illegal point of diversion	KS	No	R6		Deep Creek is a decreed source with repeat complaints--referred to District Court for Water Commissioner (NRCS investigated and ruled natural channel, not manmade diversion)
BUO-08-09	8/22/2008	Leonard Milne	Burt Otis	Emigrant Creek	43B	43B 193732, 30447	C5	2 Users with same priority date--one not getting water	KS, PD	No	R6		Emigrant is a decreed source and this is a repeat complaint that Scott has field investigated--referred to District Court to petition for a Water Commissioner
BUO-08-05	9/19/2008	Walsh W-Bar Ranch, Inc.	Lottco, Inc	Trout Creek	41B	41B 110308, 194258	C3	New pod catching debris and preventing water flow	KS	No	R3, R6		Complainee wants to work with complainer to resolve issue, complainer did not respond to DNRC phone call requesting more info--decreed source water rights, no investigation merited at this time
BUO-08-06	9/23/2008	Andreas Luder	Flying J Inc/Tamra Call Marital Trust	Deep Creek, South Fork	43B	43B 192535	C1	Diverting water after period of diversion has ended	PD	No	R6 (R7)		Complainee filing petition for Water Commissioner
BUO-08-07	12/5/2008	Amelia Kelly	David and Cora Rall	Middle Cottonwood Creek	41H	41H 23562, 33079	C5	Alleged winter maintenance issue of pond permit (also water quality, adverse affect, inadequate means of diversion, secondary pod issue)	JB, (KS)	Yes	R11		This is an ongoing battle between neighbors, Water Commissioner has been on in the past. Complainers have filed dissatisfied water users' complaint against Water Commissioner. This is an ongoing issue with no easy resolution.
BUO-08-08	12/31/2008	Steve Kelly/Clarice Dreyer	David and Cora Rall	Middle Cottonwood Creek	41H	41H 101024-01, 115513-01	C5	Similar to above complaint--made a party	JB, (KS)	Yes	R11		This is an ongoing battle between neighbors, Water Commissioner has been on in the past. Complainers have filed dissatisfied water users' complaint against Water Commissioner. This is an ongoing issue with no easy resolution.
GUO-08-01	4/8/2008	Miles Knutsen	Terry Traeger	GW	40S	172370	C1,C5	Water Right Abandoned cannot resume diversion	Biggar	Yes	R1	4/16/2008	abandonment issues not found
GUO-08-02	4/18/2008	Miles Knudsen	Terry Traeger	GW	40S	172370	C1, C5	Statutory abandonment issue 85- 2-405	Larson	Yes	R1, R6	4/24/2008	issues clarified by statute
GUO-08-03	5/2/2008	Harmon,Berwick,Gran	Terry Traeger	GW	40S	172370	C1, C5	Statutory abandonment issue 85- 2-405	Larson	Yes	R1, R6	5/12/2008	issues clarified by statute

HVRO-08-01	3/6/2008	FWP	Robert Stephen	Deep Creek	41O	158988	C1	Water diverted to illegal pond	Larson	No	R6	4/16/2008	Water Court Jurisdiction
HVRO-08-02	4/11/2008	Monte Giese	Pat Saylor	Teton River	41O	32857, 58, 60	C1	Water diverted to illegal pond	Miles	Yes	R3	4/14/2008	Illegal Use Terminated
HVRO-08-03	5/9/2008	FWP	Pat Saylor	Teton River	41O	32857, 58, 60	C1	Water diverted to illegal pond	Miles	Yes	R3	5/20/2008	Illegal Use Terminated
HVRO-08-04	5/29/2008	Lyle Ophus	IX Ranch	Big Sandy Creek	40H	30017203	C1	Unauthorized changed water POU	Larson	Yes	R2	6/4/2008	Illegal Use Terminated
HVRO-08-05	6/10/2008	Monte Giese	Kirk Klingaman	Teton Coop Res. Co.	41O	113433	C1	Illegal water use	Miles	Yes	R1;R6	6/13/2008	Water Court Jurisdiction
HVRO-08-06	6/18/2008	Merten Freyholtz	Don Miller	Sage Creek	40G	110881	C3	Illegal creek crossing/dam elevated	Larson	Yes	R3/R1	6/24/2008	Illegal Use Terminated
HVRO-08-07	6/24/2008	Lyle Ophus	Chauvet Ranch	Big Sandy Creek	40H	N/A	C2	Flooding property rights/water distribution	Larson	Yes	R6/R8	6/27/2008	District Court Jurisdiction
HVRO-08-08	6/30/2008	Merten Freyholtz	Don Miller	Sage Creek	40G	110881	C1/C3	Illegal pond/creek crossing	Larson	Yes	R1	7/2/2008	No Violation Found
HVRO-08-09	7/2/2008	Robert Savoie	Town of Valier	Ground Water	41P	31761	C4	Distribution of Valier's municipal water right	Larson	No	R1;R6	7/8/2008	Town Council Jurisdiction
HVRO-08-10	8/7/2008	FWP	Teton Prairie LLC	Willow Creek	41O	112114	C1	Larger than permitted reservoir	Miles/Cross	Yes	R11	See HVRO-09-05	Application Terminated
KRO-08-01	1/28/2008	Ellis Fisher	Jim Smith	Crystal Lakes SD	76D	21672-00	C5	Operation of Water System	TE	No	R6	2/12/2008	DEQ took lead
KRO-08-02	2/20/2008	Roy VanDekop	David Staloway	Bear Creek	76LJ		C1	Construction of an impoundment	TE	Yes	R11		Working with neighbor
KRO-08-03	4/15/2008	David Billow	Robert Riefen	Grave Creek	76D	109528	C1	Ditch Diverted	TE	No	R6	4/16/2008	District Court issue
KRO-08-04	4/22/2008	Stacey Renshaw	Marty Mehl	Bootjack Lake	76LJ		C5	Dam allowing too much water out flow	TE	Yes	R10	4/23/2008	On going
KRO-08-05	5/19/2008	Bruce Gunderson	J. Schreckendgust	Rhodes Creek	76LJ	53620	C3	Headgate preventing streamflow	TE	Yes	R5	5/30/2008	Resolution
KRO-08-06	7/7/2008	Melvin Paret	Robert Blackford	Well	76LJ	90155-00	C1	Use of water in low water area affecting others	TE	No	R6	7/23/2008	May become a court issue
KRO-08-07	9/17/2008	Gerald Barron	Tim Johnston	Well	76LJ	C111253	C-1	Neighbor filling pond w/o permit	TE	No	R2	9/19/2008	Illegal use terminated
KRO-08-08	11/7/2008	Anne Bolger Petryszak	Samuel Petryszak	Walker Creek	76LJ	34939-00	C1	Use of irrigation and domestic water from Walker Creek	MP	Yes	R1	12/1/2008	No use from Walker Creek found.
LRO-08-01	1/1/2008	McGuire/Buckingham/P PL	Catlin Ranch, LP	Catlin Creek	41J	8 Water Rights	C1	Illegal change in POU of 8 water rights	S. Irvin	No	R9		District Court complaint filed 12-31-08
LRO-08-02	4/2/2008	Kim Harlan	Dan Hassel	Ground water well	41S	None	C5	Improper abandonment of a well	S. Sundheim	No	R2	4/21/2008	Well driller performed necessary action to properly abandon well.
LRO-08-03	5/21/2008	Wade Hoge	James/Russell Degner	Yellow Water Creek	40B	40B 29426	C3	Junior water user interfering with a senior water user	S. Irvin	No	R6	5/21/2008	Not DNRC jurisdiction
LRO-08-04	5/20/2008	C Bar J Ranch	American Fork Ranch	Lebo Creek	40A	None (Exempt)	C1	Illegal change from stock direct to a pipeline system	D. Mann	No	R11		Change app. filed to comply w/law
LRO-08-05	5/20/2008	Glennie Ranch	American Fork Ranch	Lebo Creek	40A	None (Exempt)	C1	Illegal change from stock direct to a pipeline system	D. Mann	No	R11		Change app. filed to comply w/law
LRO-08-06	6/23/2008	DBWUA	Frank Roma	Musselshell River	40A	Multiple	C4	Unauthorized appropriation from Deadmans Canal	S. Sundheim	Yes	R2	7/16/2008	DBWUA payments restored and measuring device constructed
MRO-08-01	3/3/2008	Tom Opre	Kenneth Rosdahl	UT Rumble Creek	76K	80120	C1, C4	Alleged illegal pond restricting flow of water.	B.Schultz	Yes	R1,R6	8/13/2008	Rosdahl cooperative. Provided evidence of natural pond. Contends that he excavated material to widen road. Does not want beneficial use. May be 404 or WQ issue(DEQ).

MRO-08-02	4/1/2008	Robert Jehs	Carl Stevens	UT West Twin	76M	30031245	C1, C4	Alleged illegal pond restricting flow of water.	B.Schultz	Yes	R3, R4	9/12/2008	Stevens agrees to regulate so outflow=inflow of surface water
MRO-08-03	4/18/2008	Jeffery Ince	Kelly & Tom Jolley	NF Rye Creek	76H	30023401	C1	Alleged illegal diversion from NF Rye to pond	B.Schultz	Yes	R2,R4	5/13/2008	Agree to remove illegal headgate after high water. Filed 602 for GW component.
MRO-08-04	4/30/2008	Carol Kinney	Jim Edwards	UT Clark Fork River	76M		C3	Obstruction to ditch/swale restricting flow	B.Schultz	No	R2	5/5/2008	Blockage removed
MRO-08-05	4/30/2008	Grant Schermer	Angela Prince	Lyon Creek	76H		C1	Alleged illegal pond restricting flow of water.	B.Schultz	Yes	R11	8/22/2008	Illegal on-stream pond found. Reportedly reduced level by opening outflow. Have not field checked.
MRO-08-06	5/2/2008	Dan Humphrey	Gene Lidsey	Sawmill Creek	76H	108783	C1	Alleged illegal pond restricting flow of water.	B.Schultz	Yes	R4	5/7/2008	GW pond. Submitted 602
MRO-08-07	5/30/2008	Rory Richardson	Elmer Stratton	WF Six Mile	76M	103805	C1	Alleged illegal diversion to illegal pond	B.Schultz	Yes	R3	7/11/2008	Stratton agreed to close off diversion.
MRO-08-08	6/19/2008	Gerald Sisler	Kootenai Sprs Ranch	UT Bitterroot	76H	5094	C4	Alleged blockage of natural drainage	B.Schultz	Yes	R1	7/2/2008	No illegal use found during field review. Reduced wastewater from Kootenai Sprs Ranch (not irrigating).
MRO-08-09	8/15/2008	Henry Kanner	Joseph Tenzer	Rye Creek	76H	150386	C2	Alleged over-irrigation resulting in road damage	B.Schultz	No	R3	9/2/2008	Tenzer cut back on irrigation and stock tank fill
MRO-08-10	8/25/2008	Langton,Melaney,Wood	Wm. Goodin	Big Creek	76H	46577	C3	Alleged mis-appropriation of senior water	B.Schultz	Yes	R2	10/2/2008	Gooding informed he has no rights to ditch in question.
MRO-0811	8/29/2008	Nancy McDonald	Bruce&Patti Gruwell	Nine Mile Creek	76M	107684&103357	C1	Alleged illegal on-ditch pond,restricting ditch access	B.Schultz	No	R1	9/15/2008	Gruwell cleaned ditch, added berm and removed trees to maintain ditch & limit overflow flooding.
MRO-08-12	9/5/2008	Jim Brown	Bill Phelps	Gillinger Ditch	76H	74267	C1	Alleged over-app. of water to on-ditch pond	L.Schock	Yes	R1	10/9/2008	Phelp's pond is within permit specifications. Problem with constrictions up ditch of Phelps.
MRO-08-13	10/16/2008	Susan Brown	Danny Clagett	Spring Creek	76H		C5	Alleged shutting off headgate to natural stream	B.Schultz	No	R1	11/7/2008	Issue is CD jurisdiction -intermittent or perennial
MRO-08-14	10/23/2008	Craig Ekin	???	Canyon Creek	76H		C1	Alleged illegal appropriation to pond	B.Schultz	No	R10	12/1/2008	Asked for more information via telephone on 10/23/08. No response.
2009													
<u>Complaint No.</u>	<u>Date Received</u>	<u>Complainer</u>	<u>Complainee</u>	<u>Source</u>	<u>Basin</u>	<u>Related WR No.</u>	<u>Complaint Code</u>	<u>Complaint Description</u>	<u>DNRC Staff Assigned</u>	<u>Field Investigation</u>	<u>Outcome Code</u>	<u>Resolved Date</u>	<u>Outcome Description</u>
BLRO-08-05	6/8/2009	Keith Goodhart	Bruce Delorey	Sweet Grass Cr	43BV	43BV-12262	C1	Irrigating without a change	Kerbel	None	R2	6/8/2009	Stopped Irrigating with Pivot
BLRO-08-06	6/24/2009	Art Arnold	Ken Wahl	UT W Rosebud	43C	43C-106059&60	C1	Permittee not following conditions in hearing order.	Kerbel	6/24/2009	R3	8/6/2009	Field Investigation found Permittee made modifications.
BLRO-08-07	6/23/2009	Pat Erger	Ken Higgins	Graham Cr	43BJ		C1	Illegal Ponds	Kerbel	7/23/2009	R3	8/12/2009	
BLRO-08-08	9/16/2009	Gloria Kandle	Gary Goddard	Hump Cr	43QJ	43QJ-96425	C1	Illegal Ponds	Kerbel	9/16/2006	R1	9/16/2009	Field Investigation found Pond as Permitted.
BUO-09-01	1/13/2009	Amelia Kelly	David and Cora Rall	Middle Cottonwood Creek	41H	41H 23562, 33079	C5	Similar to above complaints--wrapped into investigation	JB, (KS)	Yes	R11		This is an ongoing battle between neighbors, Water Commissioner has been on in the past. Complainers have filed dissatisfied water users' complaint against Water Commissioner. This is an ongoing issue with no easy resolution.
BUO-09-02	4/3/2009	Ruby River Properties	Bradley Livestock LC	Caldwell Springs	41C	41C 195281	C1	Alleged illegal use of water--pod and pou not represented by a water right	KS	Site Visit			Letter sent giving 9/25/2009 deadline for compliance
BUO-09-03	5/5/2009	Betty Schneiter	Trout Headwaters/Colter Run Ranch	Schneiter Springs	41H	41H 8896	C4	Upstream owner developing spring and channelizing ditch	KS	No	R11	6/10/2009	Water was delivered in same amounts as past after construction work.

BUO-09-04	6/1/2009	41 Virginia City Water Users	Steve Weddle and Daisy Ferreras	UT of Alder Creek	41C		C1, C5	Illegal Surface Water Pond on old dumpsite	KS, PD	Yes (6/11/09)	R1	6/12/2009	Site visit found pond is strictly city water filled, no surface water source (and lined). DEQ has already investigated the water quality allegation and found no violations.
BUO-09-05	8/31/2009	Doris Payne	Buzz Basini	Deep Creek	43B	43B 192667,192668	C1, C3, C4	Secondary ditch headgate being tampered with and water taken illegally	KS	No	R2		Illegal use stopped
BUO-09-06	9/8/2009	Lois Norby	?	Spaulding Brook	41H		C1, C3	Possible illegal ponds upstream lessening flow of creek	KS	Pending			(This area being looked into for wetland issues, too)
HVRO-09-01	2/6/2009	Lyle Ophus	Chauvet Ranch	Big Sandy Creek	40H	N/A	C2	Flooding property rights/water distribution	Larson	No	R6/R8	2/9/2009	District Court Jurisdiction
HVRO-09-02	6/8/2009	Scott Siemens	N. Chinook Irrig. Asso.	Lodge Creek	40J	40185	C3	User in violation of Court stipulated agreement	Larson	No	R1/R6	6/9/2009	District Court Jurisdiction
HVRO-09-03	6/30/2009	Lyle Ophus	IX Ranch	Big Sandy Creek	40H	30017203	C1	Unauthorized changed water POU	Larson	Yes	R1	6/30/2009	No Violation Found
HVRO-09-04	7/27/2009	Monte Giese	Post 1973 Permittees	Teton River	41O	All Permits	C1/C3	Permits adversely affect prior rights LTWU	Larson	No	R2/R3	7/29/2009	Teton Water Availability Letter Sent
HVRO-09-05	9/3/2009	FWP	Teton Prairie LLC	Willow Creek	41O	112114	C1	Diverting water outside basin closure timeframes	Miles	Yes	R11		Permit Verification Show Cause Hearing Scheduled
HRO-09-01	4/7/2009	Kramer Ranch	Five Rockin MS Angus Ranch	Dempsey Creek	76G	91885	C1	Storage constructed in 2007 without a water right for the storage	Jim Beck	Yes	R11	5/11/2009	Requested that a that a permit of change be filed and measuring device be installed
HRO-09-02	1/6/2009	Reid Molen	----	Humbug Creek	76F	None listed	C4	Water not be diverted or allowed to be diverted into Lake Michele	Jim Beck	Yes	R5		Appropriate 608s to be filed and the ditch easement is to be researched by the Lake Michelle owners
HRO-09-03	6/19/2009	BOR	Sitz Ranch Management Partnership	Well	41B	30028374 and 30028375	C1	Two irrigation wells are diverting water before a permit is issued from applications	Jim Beck	Yes	R11		Applicant will wait the outcome of the hearings on his permit applications. Hearing examiner denied applications on 12/14/2009.
HRO-09-04	6/19/2009	BOR	Donald Dallaserra	Well	41B	None listed	C1	An irrigation well being pumped before a permit application has been made	Jim Beck	Yes	R2	7/21/2009	Water user will discontinue the use of the well and prepare to make a permit application
HRO-09-05	7/17/2009	Charles Stokke and Marsha Lowe	Diana Neely	Stuart Mill Spring	76G	None listed	C5	Aleged interference with stream flows	Terry Eccles	Yes	R1 & R6	9/9/2009	Mr. Stokke will meet with the local CD to secure compliance with 310 permit. He will discuss building setbacks with the count planner.
HRO-09-06	8/31/2009	Mill Creek Irrigation Dist.	Willow Glen Ranch	Mill Creek	76G	27918	C1 & C3	A new diversion is taking water from Mill Creek and other water users are short of water	Jim Beck	Yes	R11	Response date 3/1/2010	Harts Basin Ranch is planning to file a change in POD or ask the Water Court to accept an objection to their claims, maintaining that the diversion in use was historic.
HRO-09-07	9/1/2009	Rob Miller	Joe Jany	Willow Creek	76G	91288	C1, C3 & C4	Water is being used through an unclaimed diversion. An abandoned ditch has not been plugged. Illegal use of stock water.	Terry Eccles	Yes	R11		
HRO-09-08	8/7/2009	BOR	Schuett Partnership	Well	41B	None listed	C1	An irrigation well(s) being pumped before a permit application has been made	Terry Eccles				

KRO-09-01	2/23/2009	Van De Kop, Rory	Stalow, David	Bear Creek	76K	none	C1	Pond being excavated on Bear Creek	TE	Yes 3-6-2009	R1	3/9/2009	Complainee will obtain water right for groundwater diversion via a pit for less than 10 AF/yr using a DNRC Form 602 when project is completed.
KRO-09-02	3/25/2009	Hutten, Jeffrey & Tamara	Halluk, Juan	Ground water	76LJ	none	C1, C2	Leaking artesian well with no WR	MP	Yes 4-17-2009	R2	4/20/2009	House not hooked up to well, Cap sealed by Glazier drilling on 4-20-2009.
KRO-09-03	3/25/2009	Hutten, Jeffrey & Tamara	Vaugh, Robert L.	Ground water	76LJ	none	C1	Well has no water right or well log.	MP	No	R11		Phone call with Michelle Vaughn on 4-6-2009. Discussed need to get a water right. Ms. Vaughn agreed to make a 602 application.
KRO-09-04	4/15/2009	Herron, Mark	Scott Roskam	Unnamed Tributary to Flathead River (Flathead Lake)	76LJ	30043795	C1	Pond constructed without a permit	MP	Yes 5-13-2009	R4		Ground Water Certificate issued for pond.
KRO-09-05	4/23/2009	Billie, Roy & Virginia	NRCS & Marc Scott	Stinger Creek	76LJ	103223, 103221	C1	Wetland constructed without a permit.	MP	Yes 5-13-2009	R1		Project funded by NRCS moved and meandered channel. No water right can be issued for this instream use. Wetland restoration was not the intent of the project nor can a water right be issued for a restored natural wetland.
KRO-09-06-a	5/5/2009	Paret, Melvin	Robert Blackford	Ground water	76LJ	90155	C1	Water from domestic well used to fill pond	MP	Yes 5-18-2009	R4		602 filed for pond.
KRO-09-06-b	5/11/2009	Ridell, Joan	Robert Blackford	Ground water	76LJ	90155	C1	Water from domestic well used to fill pond	MP	Yes 5-18-2009	R4		602 filed for pond.
KRO-09-07	5/18/2009	Hark, Grant, Deborah, Pearl	Driggs, Leland QCC	Indian Creek Dutch	76D		C3	Shutting water off at irrigation ditch	MP	No	R6		Dispute regarding decreed right is jurisdiction of courts.
KRO-09-08	5/19/2009	Quirk Cattle Company	Hark, Pearl	Indian Creek Dutch	76D	118113, 118111	C3	Shutting water off at irrigation ditch	MP	No	R6		Dispute regarding decreed right is jurisdiction of courts.
KRO-09-09	8/18/2009	Malin, Phil	Grizzly Stone	Spring Henry Creek	76N	30046018, 113128, 113129	C4	Mining of Shale could interfere with complainer's sprin appropriation	MP	No	R6	8/18/2009	referred to DEQ
KRO-09-10	12/28/2009	Hernandez/Hinds	Mike & Nancy Masten	Unnamed Tributary to Clark Fork River	76N	4688 36665	C4	Wasting of water preventing adequate flow resulting in freezing of water line		No	R6	1/19/2010	Masten has a claim for stock use up to 25 gpm. Since this is a decreed basin disputes regarding decreed claims are the jurisdiction of the court system
LRO-08-07	1/16/2009	Jerry & Sue Evans	Town of Geyser	Ground water well	41R	None	C2	Uncontrolled flowing wells/waste/improper abandonment	A. Robinson	Yes	R2	4/8/2009	Leaking well plugged/abandoned.
LRO-08-08	5/21/2009	Don/Judy Van Der Hagen	Neal Bouma	UT Sun River	41K	None	C1	3 illegal ponds constructed.	S. Irvin	Yes	R11		Permit app. filed but not resolution until decision.
LRO-08-09	6/4/2009	Orville Skogen	Bob Murray	UT Sun River	41K	41K 215055	C1, C3, C4	Illegal diversion and interference with water rights.	S. Irvin	Yes	R6	7/10/2009	No or limited authority -defer toCCCCD.
LRO-08-10	7/14/2009	C Bar J Ranch	Chad Sedgwick	Crooked Creek	40A	40A 205263, 67, 68	C1, C3	Illegal diversion and interference with water rights.	S. Irvin	Yes	R1	7/21/2009	No violation found. Priority date issue between water users
LRO-08-11	7/15/2009	Bob Murray	Orville Skogen	UT Sun River	41K	None	C1, C5	Illegal diversion and potential floodplain issues	S. Irvin	Yes/previous	R1/R6	7/17/2009	CCCCD jurisdiction.
LRO-08-12	10/22/2009	Russ Barrett	Doug Rohrer	UT Sun River	41K	41K 200215	C1, C5	Illegal diversion/use and potential property damage	S. Irvin	Yes	R11		Violater has drained ponds
LRO-08-13	11/16/2009	W. Shortridge	W. Rau	Hardy Creek	41QJ	Multiple	C1	Diversion outside of period of appropriation	S. Irvin	No	R2	11/23/2009	Illegal use terminated.
LRO-08-14	12/11/2009	Todd & Jean Klick	Bob Murray	UT Sun River	41K	41K 146309	C5	Property damage due to flooding from dam.	S. Irvin	No	R6	12/15/2009	Civil matter between parties or conservation district matter.
MRO-09-01	2/5/2009	Anna Mae Paddock	George Furniss	Rock Creek	76H	30029037	C1,C2	Alleged year-round diversion causing flooding	B.Schultz	No	R8	2/10/2009	Matter has previously been heard in District Ct. Asked Judge Langton for guidance. No response.
MRO-09-02	2/11/2009	Msla CD	David & Virginia Holmes	Smith Creek	76K	76K110499	C1	Diversion to pond. Applied for 310 permit for diversion	B.Schultz	No	R2	3/5/2009	Ceased diversion until they go thru the permit of change process.

MRO-09-03	4/23/2009	Msia Co. Health Dept	Dean Roberts	Hayes Creek	76H	none	C1	Pump on Hayes Cr bank & pipe to Roberts property	B.Schultz	No	R2	5/20/2009	Pump pulled according to Health Dept
MRO-09-04	5/11/2009	Robert Kwapy	Magruder & Aoyama	Kootenai Creek	76H		C1	Alleged over appropriation in order to get water to property	B.Schultz	No	R6	5/12/2009	Water Court/District Court/Commissioner issue
MRO-09-05	5/22/2009	Lorna Jay Holmes	??	Sheafman Creek	76H		C2	Alleged over-appropriation resulting in flooding.	B.Schultz	No	R5	5/26/2009	Flooding/property damage issues a civil matter.
MRO-09-06	6/9/2009	US Forest Service	Richard Nemetz	McIntyre Gulch	76M		C1	Alleged illegal pond	B.Schultz	Yes	R2	7/2/2009	Owner agreed to cease diverting to pond.
MRO-09-07	6/11/2009	Debra Docherty	Lee Holmer	S. Willoughby Cr	76H	99784	C1,C3	Alleged enlarged pond	L.Schock	Yes	R3	7/13/2009	Pond not enlarged. Holmer informed to respond to senior call.
MRO-09-08	6/18/2009	Tom&Tricia Kiefer	Lee Holmer	S. Willoughby Cr	76H	130001, 130995	C1,C3	Alleged enlarged pond	L.Schock	Yes	R3	7/13/2009	Pond not enlarged. Holmer informed to respond to senior call.
MRO-09-09	6/18/2009	Benyus & Merrill	Lee Holmer	S. Willoughby Cr	76H	103860	C1, C3	Alleged enlarged pond	L.Schock	Yes	R3	7/13/2009	Pond not enlarged. Holmer informed to respond to senior call.
MRO-09-10	7/9/2009	J. Lubertazzi	Wm.Smith	Nelson Cr	76H	147938, 39, & 40	C1, C3	Alleged diversion for irrigation without water right	B.Schultz	Yes	R2	8/12/2009	Smith informed of Lubertazzi's rights. Told not to interfere with conveyance.
MRO-09-11	7/24/2009	Stokke	Neeley	Stuart Mill				DeerLodge Co. Forwarded to Helena RO	HRO				File sent to Terry Eccles, HRO manager
MRO-09-12	6/19/2009	Bigelow-Blodgett Cem	Peterson	Blodgett Cr	76H		C3	Peterson denies access to fix obliterated ditch	B.Schultz	No	R5	7/24/2009	Ditch access issue. Not DNRC jurisdiction
MRO-09-13	7/23/2009	Foss	Huggins	LostHorse,WardDitch	76H	105037&38	C3	Adequate water not available downditch	B.Schultz	Yes	R11		Parties attempting to work out equitable distribution
MRO-09-14	7/20/2009	Wright (Parsons)	Faggerstrom	Canyon, PutnamDitch	76H	2510	C3	Adequate water not available downditch	B.Schultz	Yes	R3, R5	8/9/2009	Distribution of claims jurisdiction of WC. Ditch access not DNRC issue.
MRO-09-15	7/27/2009	Ostrander	Roberts	Dickson Cr	76H		C1	Irrigation without water right	B.Schultz	Yes	R2	8/24/2009	Roberts agreed to quit irrigating from creek. Drilled well-confirmed
MRO-09-16	9/2/2009	Peter Steele	Michael Birr	McGinty Gulch	76M	99383, 107756	C3	Steele denied access to pipeline.	B.Schultz	No	R5	9/8/2009	Both parties produced documents re: easement, title to pipeline. Civil matter.
MRO-09-17	9/3/2009	Ince	Jolley	NF Rye Creek	76H	150386	C1	Alleged surface water diversion to GW pond	B.Schultz	Yes	R1	9/10/2009	No evidence of SW diversion to pond found.
MRO-09-18	12/4/2009	Jesse Staat	John Kellogg	North Swamp Cr	76H	148172	C1	Alleged diversion in excess of allocation	B.Schultz	No	R1	12/7/2009	Kellogg provided information showing diversion shut down.
MRO-10-01	11/20/2009	Charles Ingalls	Jones	UT Bitterroot	76H		C1,C2	Allegedly raised level of ponds causing flooding	B.Schultz	yes	R3	6/2/2010	Jones agreed to reduce level of their pond
2010													
<u>Complaint No.</u>	<u>Date Received</u>	<u>Complainer</u>	<u>Complainee</u>	<u>Source</u>	<u>Basin</u>	<u>Related WR No.</u>	<u>Complaint Code</u>	<u>Complaint Description</u>	<u>DNRC Staff Assigned</u>	<u>Field Investigation</u>	<u>Outcome Code</u>	<u>Resolved Date</u>	<u>Outcome Description</u>
BLRO-08-09	7/22/2010	Swanson, Bill & Janet	Johnson, Dan	Big Porcupine	42KJ	42KJ-176442	C1	Illegal Diverson	Kerbel	7/30/2010	R3	7/28/2010	Field Investigation found Johnson made corrective modifications - written agreement between the parties was obtained. Johnson has wr for diversion in NW Sec 1 7N-38E.
BUO-10-01	1/6/2010	(DEQ)	Howard Nelson	Sourdough Creek	41H	?	C1	Possible illegal pond on Sourdough Creek in Bozeman	KS, PD	No	R2		Diversion materials removed
BUO-10-02	5/20/2010	Leonard Eblen	David Warwood	North Cottonwood Cr	41H	41H 33075	C3	Junior user diverting all water in creek	KS, PD	Maybe			Once high water recedes, will meet with parties at headgate
BUO-10-03	6/22/2010	David Warwood	Leonard Eblen	North Cottonwood Cr	41H	6483, 6485	C4	Countercomplaint to previous complaint, asserts that headgate has been wrongly changed	KS, PD	Maybe			Once high water recedes, will meet with parties at headgate
BUO-10-04	7/19/2010	William Kidd	Jeffrey Wingard	UT of Blaine Spring Creek, aka Holly Creek	41F	27903	C1	Illegal POD alleged	KS, PD	No	R3		Looking into point of diversion, verification may indicated different pod then database

BUO-10-05	7/25/2010	Amelia Kelly	David and Cora Rall	Middle Cottonwood Creek	41H	41H 85013, 23562, 33079	C4	Pond discharge in ditch affecting water quality	TS					
BUO-10-06	7/25/2010	Amelia Kelly	David and Cora Rall	Walton Creek	41H	41H 23558		unclear	TS					
HVUO-10-01	5/20/2010	Lyle Ophus	Chauvet Ranch	Big Sandy Creek	40H	N/A	C2	Flooding property rights/water distribution	Miles	No		R6/R8	5/24/2010	District Court Jurisdiction
HVUO-10-02	5/20/2010	Lyle Ophus	IX Ranch	Big Sandy Creek	40H	30017203	C1	Unauthorized changed water POU	Miles	Yes		Pending		Pending Verification of Change Authorization
HVUO-10-03	7/27/2010	Monte Giese	Post 1973 Permittees	Teton River	41O	All Permits	C1/C3	Permits adversely affect prior rights LTWU	Miles	No		R2/R3	8/3/2010	Teton Water Availability Letter Sent
HRO-10-01	1/7/2010	BOR	Lohman (now Kriegel)	Well	41B	None listed	C1	An irrigation well(s) being pumped before a permit application has been made	Jim Beck	Yes		R3	2/10/2010	A pipeline from a surface water source is being installed to replace the well as a water source for the irrigation.
HRO-10-02	2/11/2010	BOR	Stoddard	Well	41B	None listed	C1	An irrigation well(s) being pumped before a permit application has been made	Jim Beck					
HRO-10-03	4/30/2010	Boroadwater County	Clovercrest Land & Cattle (William Nutt)	Cottonwood Creek	41I	None listed	C1	Installation and use of a pond without a water right	Jim Beck					
HRO-10-04	4/30/2010	Dave & Judy Rowland	Round Grove Ranch Co.	Spring	41I	015267 015268	C1, C3	Additional irrigated land is reportedly being irrigated w/ the diversion decreasing the flow from a wetland.	Jim Beck					
HRO-10-05	5/14/2010	Nila Tyrrel	John Wright	Indian Creek	41I	90273 90279 90282 90285 90293 90296 90297 90299 90304	C1	Diversion of water from Indian Creek without a water right	Jim Beck					
HRO-10-06		Lloyd Neal		Willow Creek	41K		C1, C3	Diversion of more water than the amount released from Nilan	Terry Eccles					
HRO-10-07	7/26/2010	William Tucker	Meriwether Ranch	Big Hole River	41D		C1	Water user no repairing or using ditches. Using groundwater for irrigation without a permit.	Terry Eccles					
HRO-10-08	7/27/2010	BOR	Stone Creek Ranches	Well	41B	None listed		An irrigation well(s) being pumped before a permit application has been made	Terry Eccles					
KRO-10-01	3/8/2010	Michael McCoy	Thomas Chadwick	unnamed spring	76LJ	76LJ 147174	C3	Drainage ditch dug by neighbor cut off water supply to developed spring.	Pitman/Albrecht	Yes		R6	3/31/2010	Determined that claimed water right that included complainer as owner was in error. Water right for developed spring is a ground water certificate. Sent letter to complainer explaining his water rights and jurisdiction by courts for drainage issues and g
KRO-10-02	3/30/2010	Robert Heckman	Lester M. Morgan	Buffalo Bill Ck.	76N	76N 105413	C1	Water being diverted outside claimed period of diversion.	Pitman	No		R2	4/7/2010	Complainee stopped diversion after a call was mase by a senior appropriator, Mr. Gillibrand.
KRO-10-03	4/8/2010	James Gillibrand	Lester Morgan	Buffalo Bill Ck.	76N		C2	Runoff from flood (furrow) irrigation by Morgan floods complainers property.	Pitman	No		R6	4/29/2010	Sent email with explanation of jurisdiction for such a complaint is with the courts.
KRO-10-04	6/9/2010	Ben Cox	Kurt Tedhams Trust	Mosquito Ck.	76N	105404, 105406, 105407	C4							
KRO-10-05	6/25/2010	Ben Cox	Lee and Peggy Matthews	Mosquito Ck.	76N	02776, 027767	C4							

